

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CALLAWAY GOLF COMPANY	)	
	)	
Plaintiff,	)	
	)	C.A. No. 06-91 (SLR)
v.	)	
	)	
ACUSHNET COMPANY,	)	<b>JURY TRIAL DEMANDED</b>
	)	
Defendant.	)	

**ACUSHNET COMPANY'S MOTION FOR PARTIAL SUMMARY JUDGMENT  
THAT U.S. PATENT NO. 4,431,193 TO NESBITT INCORPORATES  
U.S. PATENT NO. 4,274,637 TO MOLITOR BY REFERENCE**

Defendant Acushnet Company ("Acushnet") hereby moves for partial summary judgment that U.S. Patent No. 4,431,193 to Nesbitt incorporates U.S. Patent No. 4,274,637 to Molitor by reference. The grounds for this Motion are fully set forth in Acushnet Company's Memorandum of Law in Support of its Motion for Partial Summary Judgment That U.S. Patent No. 4,431,193 to Nesbitt Incorporates U.S. Patent No. 4,274,637 to Molitor By Reference, and related papers filed contemporaneously herewith.

Respectfully submitted,

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Dated: August 7, 2007

*Attorneys for Defendant Acushnet Company*

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**CERTIFICATE OF SERVICE**

I, David E. Moore, hereby certify that on August 7, 2007, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I hereby certify that on August 7, 2007, I have Electronically Mailed the document to the following person(s):

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